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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/006,977	12/04/2001	Yasuhiro Tani	NMCIP027	1816	
22434	7590 10/27/2005	•	EXAM	INER	
BEYER WEAVER & THOMAS LLP P.O. BOX 70250			ELEY, TIM	ELEY, TIMOTHY V	
OAKLAND, CA 94612-0250			ART UNIT	PAPER NUMBER	
•			3724		

DATE MAILED: 10/27/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary TANIET AL. Examiner Timothy V. Eley 3724	-		Application No.	Applicant(c)		
Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1 135(a). In no event, however, may a reply be timely lifted after Stx (9) MONTHS from the mailing date of its communication. - If NO period for reply is specified above, the maximum statutory period will apply and will espire Stx (9) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory period will apply and will espire Stx (9) MONTHS from the mailing date of the communication. - If NO period for reply is specified above, the maximum statutory period will apply and will espire Stx (9) MONTHS from the mailing date of the communication, which is the communication of the communication of the period of the communication, which is a mailing date of the communication, which is mailing date of the communication. - Status - IND Communication is considered to the mailing date of the communication, which is mailing date of the communication. - Status - IND Communication is considered to the mailing date of the communication. - Status - IND Communication is considered and the provision of the provision of the mailing date of the communication. - Status - Claim (s) Explored to the communication of the communication. - Claim (s) Explored to the provision of the date mailing date of the communication. - Status - Claim (s) Explored to the communication of the communication. - Status - Claim (s) Explored to the communication of the communication. - Status - Clai			Application No.	Applicant(s)		
Timothy V. Eley Timothy V.			10/006,977	TANI ET AL.		
The MAILING DATE of this communication appears on the cover sheet with the correspondence address = Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provision of 30° CFR 1.136(s). In a event, however, may a reply be timely filed after SIX (8) MONTHS from the mailing date of this communication. If NO protect or reply is specified above, the maximum statutory period will poply and well expire SIX (8) MONTHS from the mailing date of this communication. If NO protect or reply is appetition and in the mailing date of this communication. If NO protect or reply is appetition of the communication of the communication of the communication. Provided by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any seared patent term adjustment. See 37 CFR 1.704(b). Status 1) □ Responsive to communication(s) filed on 02 September 2005. 2a) □ This action is FINAL. 2b) □ This action is non-final. 3) □ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) □ Claim(s) 4 and 5 is/are pending in the application. 4a) Of the above claim(s) 4 is/are withdrawn from consideration. 5) □ Claim(s) is/are rejected. 7) □ Claim(s) is/are rejected. 7) □ Claim(s) is/are rejected to set of the communication requirement. Application Papers 9 □ The specification is objected to by the Examiner. Application Papers 9 □ The specification is objected to by the Examiner. Application Papers 9 □ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 12) □ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a) (d) or (f). a) □ All b)		Onice Action Summary	Examiner	Art Unit		
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.134(a). In no event, however, may a reply be simely find after 51K (b) MONTHS from the mailing date of this communication. - Falley and MONTHS from the mailing date of this communication. - Falley and MONTHS from the mailing date of the communication. - Falley and the SM (b) MONTHS from the mailing date of the communication. - Falley and the SM (b) MONTHS from the mailing date of the communication. - Falley and the SM (b) MONTH from the mailing date of the communication of the communication. - Falley and the SM (b) MONTH from the mailing date of the communication, even if timely filed, may reduce any earned patient term adjustment. See 37 CFR 1.704(b). - Status - I) MONTH from the mailing date of the communication, even if timely filed, may reduce any earned patient term adjustment. See 37 CFR 1.704(b). - Status - I) MONTH from the mailing date of this communication, even if timely filed, may reduce any earned patient term adjustment. See 37 CFR 1.704(b). - Status - I) MONTH from the mailing date of this communication, even if timely filed, may reduce any earned patient term adjustment. See 37 CFR 1.704(b). - Status - I) Month and the SM (c) Month and the mailing date of this communication, even if timely filed, may reduce any earned patient term adjustment. See 37 CFR 1.1214(d). - Status - Application is final. - 2b) This action is non-final. - 2b) This action is non-final. - 3) Since this application is objected to. - 3) Claim(s) Since this application is objected to. - 3) Claim(s) Since this application is objected to. - 4a) Of the above claim(s) Sinfare withdrawn from consideration. - 5b) Claim(s) Since this application is objected to by the Examiner. - 4a) Of the above claim(s) Sinfare withdrawn from consideration. - 5c) Claim(s) Sinfare and Sinfare and Sinfar			<u></u>			
WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CFR 1.33(a). In or event, however, may a reply be timely filled after SIX (6) MONTHS from the mailing date of this communication. Failure to reply within the sot or extended period for reply will, by stautic, cause the application to become ABANDONED (35 U.S.C. § 133). Failure to reply within the sot or extended period for reply will, by stautic, cause the application to become ABANDONED (35 U.S.C. § 133). Failure to reply within the sot or extended period for reply will, by stautic, cause the application to become ABANDONED (35 U.S.C. § 133). Failure to reply within the sot or extended period for reply will, by stautic, cause the application to become ABANDONED (35 U.S.C. § 133). From the application is communication (s) filled on 02 September 2005. Failure and patent term adjustment. See 37 CFR 1.704(b). From the application is one condition for allowance except for formal matters, prosecution as to the merrits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 4 and 5 is/are pending in the application. 4a) Of the above claim(s) 4 is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) 5 is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) is/are objected to. 8) Claim(s)			appears on the cover sheet w	rith the correspondence address -		
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U.S. Patent and Trademark Office PTOL-326 (Rev. 7-05)

1) Notice of References Cited (PTO-892)

Paper No(s)/Mail Date ____.

2) Notice of Draftsperson's Patent Drawing Review (PTO-948)
3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)

4) Interview Summary (PTO-413) Paper No(s)/Mail Date. _____.

6) Other: _

Paper No(s)/Mail Date. _____.
5) Notice of Informal Patent Application (PTO-152)

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DETAILED ACTION

Claim Rejections - 35 USC § 103

- 1. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.
- 2. Claim 5 is rejected under 35 U.S.C. 103(a) as being unpatentable over Towery et al in view of Ronay as applied in the Office Action filed June 03, 2005.

Response to Arguments

- 3. Applicant's arguments filed September 02, 2005 have been fully considered but they are not persuasive.
 - Applicant argues that in claim 5, the slurry is not supplied to
 any soft polishing pad or block of the type described by Towery
 but is directly supplied onto the hard surface of the lapping
 plate; and that neither of the cited references suggests or even
 hints at supplying a slurry directly onto the lapping plate
 surface.
 - o Applicant merely recites, "supplying a specified amount of said polishing agent between said lapping plate and said target object to be polished, said lapping plate having a flat and smooth surface". Applicant does not recite that the slurry is directly supplied onto the hard surface of the lapping plate as argued. Even so, the polishing pad of Towery et al is "flat and smooth" as recited. Further, a specified amount of the polishing agent is supplied "between the lapping plate and the target object to be

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polished", since applicant does not recite that a polishing pad is not present on the "lapping plate". Furthermore, a platen with a polishing pad thereon is a "lapping plate".

Conclusion

4. THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Timothy V. Eley whose telephone number is 571-272-4506. The examiner can normally be reached on M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Allan N. Shoap can be reached on 571-272-4514. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Timothy V Eley Primary Examiner Art Unit 3774 Page 4

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